G. R. S. IX-5]

Previous references.

R. 57-91
" 55-92

1893-4
~~191~~.
(Land)
Rev.

File No. 55 of

Serial Nos. 1-17

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-17

Part B for

SUBJECT.

modification of Rules for the grant of lands on Shraya tenure for garden cultivation

No. 20769 - R.F. 158-93 dt 30.5.94.

~~Passes~~

To Dy. Comr. Shemoga

Passes orders regarding the working of Kowl Rules.

Countermarked
SPS
Indexed

W D 88—GPB—50,000—24-7-16

L.R. 55/93 (1)

CHIEF SECY.'S DEPT.

Submitted to the ~~Dewan~~ Rev. Councillor

For Notes -

The two bundles of papers here below relate to the period of 2 years fixed in para 2 of the Rules in Appendix I to the Rules under the L.R. Code for planting up smaller areas than 50 acres of unassessed waste given out for garden cultivn by Shraya -

The point formed subject of representation at last Dassera Ress - Assembly (See subject No 306) -

Deptt's generally

Circulate to members of Council for favor of their opinion (1) as to modifications of the Rules proposed and (2) whether retrospective effect may be given to the proposed modifns

R.P. Thurnt CC

2-10-93

Submitted to the Hon'ble R. Gardner Rev. Bundle [illegible]

I have no objection whatever to the modification of the rule - we may say 1/5 of the area should be planted up every year in all cases. ~~Please see also my notes~~ This is the rule in Madras. Please see also my notes in the Draft proposed by the

110/93

recommend an extension of the period -

Hardship of the two year limit is complained of particularly in the Shimoga District. It is there that the Shraya Rules have largely been taken advantage of - The Shrayadars have been unable to plant up within 2 years & a large number of them have incurred the prescribed penalty -

The rule as it stands places the holder of lands of 50 acres & less comparatively at a disadvantage when taken with holders of land above that area, up to a certain

Sub.d to (Jud.l) Councillor for approval - The new rule of approved will of course require to be given retrospective effect under the Cir.s brought to notice in Dy.rs Reports. We have called for a modification of the rule as it exists -

[Mr Ramachandra Yer to whom the papers were sent was not able to record his opinion before he was relieved of his charge)

[illegible] 8/11

I am in favor of the proposed alt.n of the Rule and the omission of the clause relating to fine. [illegible]

11/11/93

Submit to Dewan for final orders

Fn & PD

Limit – Thus

The 50 acre man	Shd plant up	25 ac in 1st year,	25 ac in 2d year –				
But the 60	do	do	12 ac	do	12	do	& so on
100	do	do	20 ac	do	20	do	till 5th year
120	do	do	24 ac	do	24	do	do

Under such Cir Cs & in view of the good reasons which the Hobd Whoffrier & Agar adduces for extending the limit to four or five years it seems expedient to amend the Rule & extend the period and equalise the liability of all Shraya holders alike irrespective of areas, as a small area is to a small capitalist relatively what a large area is to a large capitalist.

The Rule may be amended as indicated by red ink alterations in annexed copy of the Rule

[illegible]

28/9

R.R. 55-93 Sl. no. 1

No. 2976-83
J. 35-7
21-8-93

To,

The Deputy Commrs
of Districts.

Sir,

I am directed to invite your attention to Subject No. 306 discussed at the meeting of the Representative Assembly held at Mysore in October last and to request you to be good enough to report the extent to which the Shraya Rules have been availed of, in your District, the arrangements made to see that the terms of the grant in each case are complied with, and the necessity or otherwise of the amendment ~~therein~~ proposed during the discussion.

I have ha

S. no 306

Draft for approval.

GOVERNMENT OF MYSORE

Encl. to Sl. 1

Subject No. 306.

Period of 2 years allowed for planting up garden lands insufficient.

Summary of discussion.—Rule 2 of the Rules for the grant of lands for garden cultivation on *shraya* tenure requires that the land taken up shall be entirely planted up within two years of the date of the grant. The period allowed by this rule is very short, as it takes nearly 3 years for cocoanut plants to be ready for transplantation. It is therefore requested that the period may be extended to 5 years.

Dewan's reply.—Noted for consideration.

Tumkur Dt
S.N. 306

Proceedings of the Dewan to His Highness the Maharaja of Mysore (Revenue), - dated 17th September 1887.

Copy of Proceedings

No. 3683-92-98, Dated 17th September 1887.

Order — The attention of Deputy Commissioners is invited to the Rules published with Notification No. 121, dated 17th September 1887 regarding the grant on favourable terms of Government land for garden cultivation, and they are requested to give wide publicity to the Rules throughout every Taluk and to issue such instructions to Taluk and Village Officials as may be necessary to give full effect to them at an early date. Printed English and Kanarese Copies will be forwarded for distribution.

2. A special report should be submitted

Submitted at the end of each year Showing the results of the working of these Rules accompanied by Statements in the appended forms, showing particulars of lands granted for garden Cultivation under Kauls under Rule 1 and of temporary remissions Sanctioned in the Case of garden assessed lands under Rule 7. The report for the year 1887-88 Should be Submitted by the 31st May 1888.

(Signed) R. Vijayendra Rao
Chief Secretary

To.
The Deputy Commissioners of Districts
" " Superintendent of Revenue Survey
" " Director of Agriculture & Statistics,

compd
SS.

Encl: to 8/

GENERAL.

NOTIFICATIONS.

No. 121. *The 17th September* 1887.

The following Rules regarding the grant on favorable terms of Government land for garden cultivation, have been sanctioned by His Highness the Maharaja's Government and are hereby published for general information and guidance :—

1. Unassessed Government waste land applied for for *Dhruvapair* garden cultivation will, where no objection exists to the grant, be given to the applicant, subject to the following rates of assessment, namely :—

A. For arecanut garden in the Malnad.

1*st.* For the first twelve years including the year of the grant, 4 annas per acre per annum.

2*ndly.* For the 13th, 14th and 15th years, at $\frac{1}{4}$, $\frac{1}{2}$ and $\frac{3}{4}$, respectively, of the average rate for gardens of the same description in the village, or, where there is no such garden in the village, of the average rate for such gardens in neighbouring villages, or of such garden rate as may be fixed either by the Superintendent of Revenue Survey upon report from the Deputy Commissioner, or at the introduction or revision of a Revenue Survey Settlement.

And 3*rdly.* The full garden rate fixed as above to come into operation from the 16th year.

B. For arecanut gardens in the Maidan and for all cocoanut gardens.

1*st.* For the first nine years, including the year of the grant, at 4 annas per acre per annum.

2*ndly.* For the 10th, 11th and 12th years, at $\frac{1}{4}$, $\frac{1}{2}$ and $\frac{3}{4}$, respectively, of the average rate for gardens of the same description in the village, or, where there is no such garden in the village, of the average rate for such gardens in neighbouring villages, or of such garden rate as may be fixed either by the Superintendent of Revenue Survey upon report from the Deputy Commissioner, or at the introduction or revision of a Revenue Survey Settlement.

And 3*rdly.* The full garden rate, fixed as above, to come into operation from the 13th year.

2. Within two years of the date of the grant, the land taken up should be entirely planted up. But in the case of areas exceeding 50 acres granted for garden cultivation, the grantee will be required to plant up not less than one-fifth of the entire area in each year, so as to bring the entire land under garden cultivations by the end of the 5th year. Failure to comply with these conditions as to planting shall render the entire land liable to the full garden rate fixed in the manner aforesaid, together with a fine equal to the estimated value of the trees which might have stood on the land when it was taken up. The amount of such fine shall always be entered in every *kaul* granted under these Rules. The grantee who fails to plant up the entire area of the grant within the prescribed time will however be allowed to resign any portion of the grant in compact blocks of not less than 10 acres each.

3. No kaul shall be granted under these Rules for small and insignificant bits of land in Maidan Taluks in spots such as feeders of tanks, tank-beds, vonis, and such like, which are purposely excluded from agricultural lands at the survey. The minimum area to be granted shall be 2 acres.

4. The garden rate of assessment referred to in the preceding Rules shall not be liable to revision otherwise than at a general revision of land revenue assessment throughout the Taluk.

5. *Kauls* under these Rules may be granted both in surveyed and unsurveyed Taluks and shall be in the appended Form.

6. Applications for *kauls* under these Rules shall be made in writing to the Amildar, who shall make such enquiry as may be necessary and submit the application to the Deputy Commissioner for orders, with as little delay as possible.

7. In the case of arecanut and cocoanut gardens assessed at garden rates which have, from any cause whatsoever, remained unoccupied for more than 3 years preceding this date, the Deputy Commissioner may, in his discretion, grant such partial temporary remission of the existing garden assessment as may appear to him to be reasonable with reference to the present condition of the gardens, but not so as to exceed one half of the term of favorable assessment allowable under Rule 1.

8. Cases falling under Rule 7 above which, in the opinion of the Deputy Commissioner, may require more liberal concessions than are authorized by that Rule, will be specially reported for the orders of Government through the Superintendent of Revenue Survey.

9. Where delay is apprehended in ascertaining the garden rate referred to in Rule 1, the Deputy Commissioner shall grant the *kauls* applied for, reserving expressly for future decision the rate of garden assessment to be fixed. In such case the rate of garden assessment shall be fixed and duly entered in revised *kauls* to be issued as early as possible in substitution of those already issued.

10. In the Malnad Taluks of the Province, unassessed Government waste land shall not be assessed and granted for occupation, except upon the distinct understanding of the liability of such land to the special garden rate of assessment in force for the time being.

APPENDIX.

Form of Kaul under Notification No. 121, dated 17th September 1887.

Kaul granted by the Deputy Commissioner of District, to , son of residing in the village of in the Taluk.

Under the Rules contained in Notification No. 121, dated 17th September 1887, the following terms of favorable assessment are granted to you for the garden which you undertake to plant and cultivate on (1) [extend and improve] the undermentioned land, namely :—

Taluk.	Village.	No. of Field.	Area.	Whether the land is assessed or unassessed Government waste.	If land is already assessed.		Remarks.
					Present classification, dry, wet or garden.	Present Assessment.	

2. The assessment payable by you in respect of the above mentioned land is as follows:—

Year.		Annual Assessment payable.	Rate at which Assessment is calculated.
1	2	3	4
		Rs.	
1st year	188 —8	...	At 4 annas per acre.
2nd year... ...	188 —8	...	Do
3rd year... ...	18	...	Do
4th year... ...	...	...	Do
5th year... ...	...	...	Do
6th year... ...	...	...	Do
7th year... ...	...	...	Do
8th year... ...	...	...	Do
9th year... ...	...	...	Do
10th year... ...	...	...	Do (2) [at ¼ of the garden rate of Rs. per acre.]
11th year... ...	...	...	Do (2) [at ½ of the garden rate of Rs. per acre.]
12th year... ...	...	...	Do (2) [at ¾ of the garden rate Rs. per acre.]
13th year... ..	...	...	at ¼ of the garden rate of Rs. per acre. (2) [at the full garden rate of Rs. per acre.]
14th year	...	...	at ½ of the garden rate of Rs. per acre.
15th year... ...	...	...	at ¾ of do do.
From 16th year ...	...	...	at the full garden rate of Rs. per acre.

(1) To be entered in kauls granted under Rule 7.
To be entered in the case of arecanut gardens in the Maidan and all cocoanut gardens under Rule 1. B.

3. The garden rate of assessment referred to in column 4 of the above statement is liable to revision on the introduction of a (3) [Survey Settlement or] revision Survey Settlement into the Taluk.

4. The above-mentioned land must be entirely planted up within 2 (4) [5] years from this date. If you fail to do so, full assessment at the full garden rate of Rs. per acre will be levied on the entire area from the 3rd (4) [6th] year, (5) [together with a fine of Rs. which is the estimated value of the trees now standing upon the land, such fine being recoverable from you as a revenue arrear.]

5. If you are unable to plant up the entire area of the land taken up by you, within the time mentioned in the preceding paragraph, you will be allowed to resign any portion of the lands in compact blocks of not less than 10 acres each.

6. The annual assessment payable to Government and mentioned in column 3 of the statement at para 2 above, shall be recovered in such instalments as may be in force in the District for the collection of land revenue.

Given under my hand and seal this day of 18

Deputy Commissioner,
District.

(3) To be omitted in settled Taluks.
(4) To be entered in the case of grants exceeding 50 acres in area.
(5) To be entered only in the case of unoccupied Government waste land on which there are trees of the value of more than Rs. 10.

By Order,
R. VIJAYINDRA RAO,
Chief Secretary.

No: 164.
W.D. 2343

Tumkur District
Deputy Commissioner's Office
Tumkur 18th August 1893.

To,

The Chief Secretary to the
Government of Mysore

Sir,

With reference to your letter No 2976-83 dated 1st August 1893 (received on the 15th idem) enquiring to what extent the Shraya Rules have been availed of in this District and if it is necessary to extend the period of two years (now granted for planting up the lands granted for gardens on Shraya tenure) to five years as suggested at the last year's Representative Assembly, I have the honor to enclose herein a Statement shewing the lands granted on Shraya tenure for garden cultivation since the promulgation of the

Vide in file B.

the orders on the subject. I think the term of five years asked for may be granted as the time of 2 years now granted is insufficient. The Village and Hobly Officers report from time to time instances of breaches of the terms of the grants.

I have the honor to be,

Sir,

Your most obedient Servant

[illegible]

Deputy Commissioner

Tumkur District

GOVERNMENT OF MYSORE

Enclosure 3

A

Statement shewing the particulars of lands for which Rowls have been granted under the terms of Notification No: 121 dated 17th September 1887 in the Tumkur District.

Taluks	Unassessed Government waste land granted under Rule I.				Remarks.
	For Areca nut gardens in the Malnad under Rule I A.		For Areca nut gardens in the Maidan and for all Cocoanut gardens under Rule I B.		
	Acres.	Full garden assessment per annum payable from 16th year.	Acres.	Full garden assessment per annum payable from the 13th year.	
For 1887-88.					
Nil					
For 1888-89.					
Chikkanayakanahalli	"	"	12 — 19	37 — 8 — "	
Sira	"	"	10 — 34	117 — " — "	
Total	"	"	23 — 13	154 — 8 — "	
For 1889-90.					
Sira Taluk	"	"	11 — 8	138 — 4 — "	
For 1890-91.					
Maddagiri	"	"	4 — 25	56 — 8 — "	
Sira	"	"	47 — 28.	494 — 12 — "	
Total	"	"	52 — 13	551 — 4 — "	
For 1891-92.					
Nil					

K. Venkata Varaya

Deputy Commissioner
Tumkur District

Tumkur
18th August 1893.

Statement shewing particulars of Garden assessed lands for which partial temporary remissions of assessment have been granted under the terms of Notification No: 121 dated the 17th September 1887 in the Sunkir District.

Taluks.	Acres	Unoccupied abandoned Gardens under Rule VII.																		
		Full garden assessment per annum.	Amount of Remission given																	
			For 1887-88.	For 1888-89	For 1889-90	For 1890-91.	For 1891-92	For 1892-93.	For 1893-94	For 1894-95	For 1895-96	For 1896-97.	For 1897-98.	For 1898-99.	For 1899-900	For 1900-901.	For 1901-902	1902-903	Total

Tumkur	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Maddagiri	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Chikkanaya=kanhalli	99	28	841	"	"	816	"	"	816	"	"	816	"	-	630	12	-	420	8	-	210	4	-
Sira	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Gubbi	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Tiptur	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Pavagada	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Kunigal	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	99	28	841	"	"	816	"	"	816	"	"	816	-	-	630	12	-	420	8	-	210	4	-

1891–92

-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-
50	14	10	39	-	-	26	"	-	13	-	-	230	12	6
171	3	-	114	2	-	57	1	-	-	-	-	788	5	-
171	9	-	114	6	-	57	3	-	-	-	-	789	9	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-
393	10	10	267	8	-	140	4	-	13	-	-	1808	10	8

[signature]

Deputy Commissioner
Tumkur District

For the year 1887–88

Tumkur	-	-	-	-	-	-	-	-	-	-	-	-	-
Maddagiri	-	-	-	-	-	-	-	-	-	-	-	-	-
Chikkanayakanahalli	4	13	52	"	50	14	10	50	14	10	3709	8	"
Sira	21	5	228	4	222	15	6	222	15	6	-	-	-
Gubbi	22	4	228	12	223	3	7	223	3	7	-	-	-
Tiptur	-	-	-	-	-	-	-	-	-	-	-	-	-
Pavagada	-	-	-	-	-	-	-	-	-	-	-	-	-
Kunigal	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	47	22	509	"	497	1	11	497	1	11	3709	8	"

Tumkur
18th August 1893.

For the year 1890-91.

Tumkur	8	9	97	4	"	"	"	"	95	3	"	95	3	"	72	15	"	48	10	-	24	5	"
Maddagiri	13	37	175	8	"	"	"	"	166	14	"	161	"	"	119	14	"	76	"	"	38	"	"
Chikkanayakanahalli	83	38	529	6	"	"	-	"	508	5	2	474	6	2	372	13	5	244	9	6	112	4	"
Sira	10	34	117	8	"	"	"	"	114	13	"	114	13	"	95	2	6	73	4	6	44	6	"
Gubbi	69	32	777	4	-	"	-	-	758	3	"	758	3	-	561	11	8	382	3	4	184	11	"
Tiptur	8	25	23	"	"	"	-	-	20	14	5	20	14	5	20	14	5	20	14	5	20	14	5
Pavagada	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"
Kunigal	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"	"
Total	195	15	1719	14	-	"	-	-	1664	4	7	1624	7	7	1243	7	-	845	9	9	424	8	5

33	2	"	16	9	"	-	-	-	-	-	-	-	227	12	-	-
28	4	-	14	2	-	-	-	-	-	-	-	-	195	6	"	-
45	12	9	33	10	-	20	14	-	8	2	-	-	257	2	6	26
133	4	-	66	10	-	-	-	-	-	-	-	-	919	7	4	5
70	2	-	35	1	-	-	-	-	-	-	-	-	484	-	-	2
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
310	8	9	166	"	-	20	14	-	8	2	-	-	2083	11	10	7 8

For the year 1888—89

Tumkur	8	14	66	4	"	64	3	"	64	3	-	49	11	"	"	"	"	"	"	-	-	-	-	-	-	-	336	4	"
Maddagiri	4	25	56	8	"	55	5	"	55	5	"	42	6	-	"	"	"	"	"	-	-	-	-	-	-	-	561	12	"
Chikkanayakanahalli	5	27	51	-	-	49	9	3	49	9	3	49	9	3	78	"	"	"	"	"	-	-	-	-	-	-	1790	6	3
Sira	26	23	266	8	-	259	13	8	259	13	8	199	14	-	15	"	"	7	8	"	-	-	-	-	-	-	464	15	"
Gubbi	12	27	140	4	"	136	13	-	136	13	-	105	3	-	"	"	"	"	-	-	-	-	-	-	-	-	2645	"	"
Tiptur	-	-	-	-	-	-	-	-	-	-	-	-	-	-	20	14	5	17	4	-	11	8	"	5	12	"	159	14	6
Pavagada	-	-	-	-	-	-	-	-	-	-	-	-	-	-	"	-	"	"	-	-	-	-	-	-	-	-	"	"	"
Kunigal	-	-	-	-	-	-	-	-	-	-	-	-	-	-	"	-	"	-	"	-	-	-	-	-	-	-	"	"	"
Total	57	36	586	8	-	565	11	11	565	11	11	446	11	3	113	14	5	24	12	-	11	8	"	5	12	-	5958	3	9

For the year — 1889–90.

Tumkur	11	8	96	"	"	-	-	-	-	-	-	76	15	3	58	7	3	35	"	"	11	"	"	5	8	"	"	"	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	186	14	6
Maddagiri	18	28	242	8	"	-	-	-	-	-	-	226	12	11	185	10	11	126	4	"	71	8	"	16	12	"	-	-	"	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	626	15	10
Chikkanayakanahalli	16	5	92	4	"	-	-	-	-	-	-	88	3	6	88	3	6	72	10	6	65	8	6	46	14	-	26	8	"	13	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	401	4	"
Sira	11	8	138	4	"	-	-	-	-	-	-	135	7	3	135	7	3	110	3	7	82	10	7	48	9	-	14	"	"	7	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	533	5	8
Gubbi	33	28	411	12	"	-	-	-	-	-	-	402	13	"	402	13	"	336	4	"	262	10	"	161	9	"	58	10	"	29	5	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1654	"	"
Tiptur	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Pavagada	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Kunigal	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	90	37	980	12	-	-	-	-	-	-	-	930	3	11	870	9	11	680	6	1	493	5	1	279	4	-	99	2	-	49	9	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3402	8	-

2545 / 384.

No. 126

Kadúr District Deputy Commissioner's Office,
Dated Chikmagalúr, 19th August 1893.
21

From,

The Deputy Commissioner
Kadúr District.

To, The Chief Secretary to the
Government of Mysore

Sir,

In reply to your letter No. 2976-83 / J. 357 of the 1st Instant, requesting me to report as to the extent to which the Shraya Rules have been availed of in this District, and other matters connected with it (subject No. 306 brought up at the Assembly in 1892), I have the honor to annex in the margin a Statement shewing the No. of applications granted under the rules with the Extent, &ca., of Gardens, and to state that the Amildar or some other responsible official inspect the gardens every year during the Taluk Jamabandi and bring

	Number of applications	Extent.	Assessment.
Under Rule 7 & 8.	39	114-38	1252.4.0
Under Rule I A Malnad	25	48-19	553.12.0
B Maidan	12	130-31	383.0.0

such cases on "Takrar List" during Huzúr Jamabandi as may be found to have infringed the terms of Contract.

The Huzúr Jamabandi Officer thereupon enquires into the case and if he is satisfied with the truth of the report, enforces the provisions of the rules.

As regards the necessity or otherwise of extending the time for the entire planting up of the garden, I have already given my opinion in favor of it (vide my letter No. 645 x of the 1st June 1893, reporting on a petition from Kumbaladaki Venkatramanaiya of Maoinkere Village, Mudigere Taluk).

x The Record Keeper of the Petition Br. and says that this letter is with the asstt. Commr. & that he cannot find it.

Regn. sent on [illegible] copy put up

I have the honor to be,

Sir,

Your most obedient servt.,

H H Sparks

Amt Deputy Commissioner,

Kadúr District.

No. 645.

Encl. No. 3

Deputy Commissioner's Office
Kadur District

Dated Chickmagalur 1st June 1893.

From

The Deputy Commissioner
Kadur District

To.

The Chief Secretary
to the Dewan of Mysore

Sir.

In reply to your Memo No: 1433 dated 11th May 1893, forwarding for report a petition from one Koombaladaki Venkatramaiia of the Mavinakere Village, Mudgere Taluk, appealing against my order directing the levy of full assessment on Resurvey No: 817 of the said Village which was being granted to the petitioner on Shraya tenure, I have the honor to state as follows:—

1. Facts of the case:— In 1888, the appellant applied for 2 acres* of land out of Survey No: 142 in the Mavinakere Village under the Shraya Rules. It was duly marked out,

* marked in green Sketch 7, paper No 11, put up with Ver: records.

assessed at Rs 12/- per acre and put in his possession on the 20th June 1890. He agreed by his Muchilka dated 20th July 1890 to pay up the assessment on progressive rates as noted in the margin, under the terms of Government Notification No: 121 dated 17th September 1887, to plant up the whole 2 acres within 2 years from the date of Muchilka, and in default to pay full assessment from the 3rd year of the grant together with the value of trees, if any, standing on the land. A ~~Kaba~~ Kowlnama was thereupon granted to him in September 1890.

1. For the 1st 12 years at 4 as. per acre from 1890–91.	Rs 0–8–0
2. .... 13th year at 1/4 of the total assessment of 2 acres	Rs 6–0–0
3. .... 14th year at 1/2	Rs 12–0–0
4. .... 15th year at 3/4	Rs 18–0–0
5. From 16th year full assessment of Rs 24.	

2. As during the resurvey in May 1891 (vide resurvey results in the margin) the land was found to measure 31 Guntas over and above the original extent, viz 2 acres. The Kaulnama was sent for

Arable A G 2– 22

Phoot Kharab A G 0– 9.

Total Extent A G 2– 31.

× Re. Sur: No 812.

and returned duly revised according to the results of resurvey.

3. The appellant having failed to comply with the conditions of his Inu. chilka in planting up the whole area of Resurvey No 812. within two years from the date of the grant, the Amildar brought the case on the Lakhiar list at the current year's Jamabandi, stating that the appellant had planted up only 2 acres leaving an Extent of 22 guntas said to be not quite fit for easy cultivation and recommended that one year's time be extended to plant up those 22 guntas.

× Vide Extract here with putup.

4. I enquired and concluded that at the time he was darkhasting for the land he must have been aware of the boundaries of the land he darkhasted for and must also have known whether he was capable or not of cultivating the land within the given time, and accordingly ordered that he should pay up the full assessment from the 3rd

year (Vide para 2 of Rules published as Appendix I to the Land Revenue Rules.)

As regarding the points taken in the petition :—

The appellant states that he had applied for 1 acre of land and that it was found during resurvey to measure 2 acres and 16 guntas.

Both these allegations are false as evidenced by Darkhast (vide paper No: 2 which is the original Dar: khast for 2 acres) and results of re-survey which show 2 acres and 22 guntas exclusive of 9 guntas of Kharab.

The appellant states that the land in question bears a heavy assess=ment of Rs 12/- per acre while the land he cultivates now is assessed at Rs 8/- per acre.

This is untenable as the rate has been fixed by the Survey Super=intendent on referring to the neighbou

neighbouring rates (Vide Statement - Col-21-attached to the records, numbered 13).

There were a few other cases of Similar Kind during the Jamabundi and I passed the Same orders as in this case, as I had no alternative, the orders of Govt. being clear and definite.

From the representations made about the insufficiency of time allowed for the planting of the whole area, I am personally inclined to think that the time may be extended from 2 to 3 or 4 years which would give allowance for any Shortcomings beyond the control of a ryot.

The Petition received with the Memo: under reply together with the Vernacular Correspondence (as per farisht) ending with the Mudagere Amildar's No: 106 dated 20" July 1892, bearing on the Subject are here-with forwarded.

I have &c. &c.

Sd. B. Plumer
For Dy Commr: Kadur Dtt.

" Copy

Cpd & compd
[illegible]

No 2[illegible] J. 439 Sl. 4

No. 166 - Ex. / 141 - "

Deputy Commissioner's Office
Chitaldroog District
Dated Chitaldroog 30th August 1893.

To

The Chief Secretary to the
Government of Mysore
Bangalore.

Sir,

With reference to your letter No. 2976-83 / J. 357 dated the 1st Instant, calling for a report with suggestions on Subject No. 306 discussed at the meeting of the Representative Assembly held at Mysore in October last, I have the honor to state that the Sraya rules have not been taken advantage of in any of the Talooks of this District, except in one instance in the Holalkere Talook, although every endeavour has been made to induce the ryots to come forward and avail themselves of the same.

2. One Gopaliah, Shanbogue of Gundéri in the Holalkeri Taluk, was granted 2 acres and 2 guntas of Bagayat land in that village on Shraya tenure in the year 1889-90.

He

He planted no trees on that land till 1892-93. He has since planted 200 arecanut trees on it. His reason for not complying with the terms of the grant was that the tank of that village was breached by the D.P.W. for being repaired, and that the rain-fall was scanty during the years 1890-91. and 1891-92. This circumstance was reported to Government in this Office letter No. $\frac{601}{558}$ dated 27th April 1893.—

3. It seems to me that the term of two years allowed by the rules is not quite sufficient. Nearly the whole of this period is taken up in raising Cocoanut plants for the purpose of transplantation. Some further time seems necessary to enable the grantee to prepare the land for the reception of plants. Of course it is possible for him to buy plants raised elsewhere or to raise and get plants ready, before applying for and obtaining the grant of

land

land on Shraya tenure. But the former involves the expenditure of money, while the latter presupposes the certainty of a grant being obtained.

4. Under these circumstances, I am of opinion that the period fixed for planting up the land should be extended to three years.

I have the honor to be
Sir,
Your most obedient servant
Cheeniwasuny
Deputy Commissioner.

No 268/224 Gn 4 3690 R. 887

Shimoga District
Deputy Commr's Office
Shimoga 13th September 1893

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

With reference to the Government Proceedings No 3683-92/98 dated 17th September 1887, I have the honor to submit the following report on the working of the Kowl Rules for the year 1892-93.

2. Two statements, the one showing the number of applications for Kharab lands, and the other for assessed waste lying unoccupied for more than three years, received and disposed of in the year under report, are enclosed.

Kharab or unassessed waste lands. State-

3 Under this head, one hundred and thirty (130) ap-

plications were pending disposal at the beginning of the year, and 21 were received in the year making a total of 151. Of these 23 were granted in the year under report, under Rule I A, one in Sagar, one in Sorab and 21 in the Virthalli Taluk; 27 applications were withdrawn and 14 rejected, 6 for being below the minimum area, and 8 for other reasons, leaving 87 Darkhasts undisposed of at the close of the year as per particulars on the margin.

Sorab	1
Sagar	1
Nagar	12
Virthalli	73
	87

4 No application under this head was received in any of the Haidan Taluks of Shimoga, Chanagiri, Honnali and Shikarpur.

5 It will be seen from the statement marked A appended that 16 acres and 3 guntas of land assessed at Rupees 95-4-0 were granted in the year under report.

under Rule I A while no application was received under Rule I B.

Assessed waste lands remaining unoccupied for more than 3 years.

Statement No 2.

6 The statement will exhibit that 12 applications were pending disposal under this head at the commencement of the year, and 10 were filed in the year, making a total of 22 - Out of these, 5 were sanctioned, one in Shimoga, one in Channagiri, one in Sorab and 2 in the Tirthalli Taluks; three were withdrawn by the applicants and 4 were rejected for non-agreement on the part of the applicants, leaving 10 Darkhasts to be disposed of at the end of the official year, as particularized on the margin.×

× Shimoga 1
Sagar — 1
Nagar — 5
Tirthalli — 3
10

+ latter separate

The appended statement marked B will show that 16 acres and 3 guntas of assessed garden lands remaining unoccupied

for more than three years were granted on Kowl Tenure under Rule 7, the full assessment thereon being Rupees 95-4-- per annum and the temporary remission granted Rs 265-3-8.

8 The revenue from Kharab lands granted in the year under report payable from the 16th year was Rs 393-12-- against Rs 35-10-- in the year before.

9 The assessment of the unoccupied garden lands granted in the year amounted to Rs 95-4- payable under Rule 7 as compared with Rupees 277-8-- of the preceding year, and the amount of remissions granted was Rs 265-3-8 against Rs 825-10-5 in the year previous.

10 Two statements A and B of the Kowls granted from the commencement to the end of 1891-92

have already been submitted with this Office No. 1287/1239 dated the 22d April last.

11 An abstract of the two statements is given below.

	Inalua		Maidan	
	area	assess	area	assess
Kharab A.	112-27	Rs 1315-14-0	4-22	50-4-0
Assessed waste gardens	B 103-12-0	1410-0-0	—	—

12. In the Tirthalli Taluk in 18 cases under Rule 2, the Kowldars failed to plant up 26 acres and 12 guntas within the time of the two years prescribed. They were therefore ordered to pay full assessment from the 3d year of their Kowls.

13 In 8 cases out of the 18, the parties have appealed to Government and the records as called for have been submitted with this office

No. 267/223 of this date.

14 Similarly the Sub Division Officer ordered the recovery of the full assessment on 5 acres and 28 guntas in three cases in the Sagar Taluk.

15 The Sub Division Officer, Sagar, recommends the extension of time by two years with retrospective effect both in the case of Kharab lands and assessed waste gardens.

Kharab implies immemorial waste - assessed implies Cultn within known time -

16 An extract from his letter No. 88 of 9th August last is annexed below.

"I take this opportunity to state for the information of Government that the raiyaths as a body complained that the Rule binding them to plant up the whole area taken upon

Alone remove within a period of
" two years, when the area is
" within the limit of 50 acres, is
" very hard and that it cripples
" all endeavours to improve &
" garden cultivation. They argue
" that the working season in
" Malnad is about 6 months in a
" year, and it takes about two
" or three such seasons to clear
" the land itself and then two
" seasons more to plant and rear
" up shade trees such as plantain
" It is after the plantain trees
" have fully come up that areca
" nut seedlings are transplanted
" in their shade. They further
" state that it will take about
" three seasons to raise the areca
" nut seedlings in Nurseries. It
" is the unanimous opinion of
" the whole class of garden cul-
" tivators that excepting under

"very exceptional circumstances, it
"is impossible to plant-up the whole
"area taken up within the time
"now fixed.

" At the Jamabandy settlement
" I have inspected almost every
" one of these garden lands in
" order to satisfy myself as to the
" state in which they are kept,
" and collected information
" bearing on all points on the
" subject of garden cultivation.
" My opinion is that it is not
" possible to plant-up the whole
" area taken up for such cul-
" tivation however small it might
" be within a period of two years.

" If it is an unassessed waste
" land and say measuring about
" 2 acres, it will take fully two
" seasons to clear the jungle
" and raise plantains and other

shade trees. The areca nut seedlings will not be ready for transplanting before they are three years old. It may here be stated that such plants are not at all available for sale in large quantities in Malnad
" as in other parts. The ryot must
" therefore raise his own seedlings
" which requires three years. A
" man who takes up an old
" garden land lying waste for
" a number of years will be, in
" no way, better than the ryot
" who undertakes to cultivate an
" assessed waste. Such garden
" lands are generally overgrown
" with bushes and brambles and
" in some instances with large
" jungle trees which are not
" easily removable, and thus a
" good deal of time is required

"to prepare the land itself. It is
"only in very rare cases that
"it is possible to plant up a
"piece of land within two years.
"Unless the rule on this subject
"is modified and the time
"for planting up is extended
"by a few years, I think there
"is very little chance of attain-
"ing the object with which these
"rules were framed. Most of
"the ryotts from whom full
"assessment has been ordered
"to be levied have signified
"their intention of relinquishing
"their holdings and I am afraid
"there will be very few applica-
"tions in future for such cul-
"tivation, if no change is made
"in the present rule. Under
"these circumstances I would
"beg to recommend that the

time of two years fixed for planting the area taken up be extended by two years with retrospective effect so that the ryots who have now spent money on the lands taken up by them may also derive the benefit of the measure."

17 The extension of time to 5 years was asked in the last Representative Assembly in the subject No 306, Page 165 of the Proceedings Book.

18 I think that 4 years or 5 years are too long a term for Government to wait to see whether a grantee has complied with the terms of his grant or not.

19. To those who mean real business, the time of two years fixed by the rules is quite

sufficient, especially in the case of very small areas hitherto taken up for cultivation. A grantee may well purchase seedlings which are always procurable from others, as soon as he obtains the grant or raise the seedlings himself before obtaining the land.

20 As for trees for shade, invariably plantain, which grows fast, is planted.

21 I think that progress in this cultivation can be expected more by a strict enforcement of the rule than by its breach with impunity.

Yes - & when making the rule, make it with a liberal allowance as to time.

22. Now as for assessed waste gardens.

There is no penal condition laid down in Rule 7 and therefore when the waste gardens

GOVERNMENT OF MYSORE

were given out, the penal condition under Rule 2 was expressly added to the grants under Rule 7 also -

Irregular

23. In 13 cases of failures in the Sagar Taluk, the Sub Division officer has already issued orders enforcing the penal clause in question - In 11 cases in Soraba similar orders have yet to be issued -

24. In a solitary case in the Shimoga Taluk in which the Amildar reported that the plants put down died for want of rain in the year before last, a year of general distress in Maidan, and that the grantee excavated a well to replant up his land, time had to be given till the end of the current year

s a special case.

25. If the Government are disposed to extend the time, I would strongly urge that it should not be extended beyond a single year, and an additional condition should be laid down for the payment of double the rates in case of failures.

For example — A grantee of Kharab land ought to pay 8 annas per acre, if he fails to plant up a third of the area of the grant before the expiry of the 1st year. If he fails to plant in the 2d year also, he should pay at one rupee on the first one-third, and at 8 annas on the second third and if he fails in the 3d year, he should either pay the full assessment on the land or

give it up.

26. In the case of waste gardens, the defaulter should pay double the amount each year until the 6th year when he should either retain the land on full assessment or resign it.

For instance — The first year he pays $\frac{1}{6}$th the assessment. If he fails to improve or extend in the first year, he must pay $\frac{2}{6}$th and so on till the 6th year.

27 Even if it is decided not to extend the time, I submit that the rules may be modified as suggested above, as the arrangement which is more favorable to the grantees will remove any hardship which they may complain of.

I have the honor to be
Sir,
Your most obedient servant
Abdul Rahman K.B.
Deputy Commissioner

Kharab lands. 1

Statement shewing the number of applications received and disposed of during the year 1892/93 in the Shimoga District

Taluks	No. of applications pending at the close of the year	No. of applications received during 1892/93	Total	Granted during the year	With-drawn	Rejected. Being below minimum	Rejected. For other reasons	Pending at the close of the year 1892-93	Remarks.
Shimoga		-	-	-	-	-	-	-	
Chennagiri		-	-	-	-	-	-	-	
Honnali		-	-	-	-	-	-	-	
Shikarpur		-	-	-	-	-	-	-	
Sorab	2	1	3	1	1	-	-	1	
Sagar	7	-	7	1	1	-	4	1	
Nagar	11	3	14	-	1	-	1	12	
Tirthalli	110	17	127	21	24	6	3	73	
Total.	130	21	151	23	27	6	8	87	

Shimoga
13th September/93. } B.K.C.

[signature], K.B.
Dy Commissioner
Shimoga District

Encl. 5

Shimoga District. 2

Assessed waste lands remaining undisposed of for more than 3 years —

Statement shewing the No. of applications received and disposed of during the year 1892-93.

No	Taluks	No. of applications pending at the close of the year	No. of applications received during 1892-93	Total	Granted during the year	Withdrawn	Rejected.	Pending at the close of 1892-93	Remarks.
1	Shimoga	2	1	3	1	1	.	1	
2	Hosnagar		1	1	1	.	.	-	
3	Hosmali	.	-	-	-	-	-	-	
4	Shikarpur	.	-	-	-	-	-	-	
5	Sorab	.	2	2	1	1	.	.	
6	Sagar	2	2	4	.	1	2	1	
7	Nagar	4	1	5	-	-	-	5	
8	Tirthalli	4	3	7	2	.	2	3	
	Total	12	10	22	5	3	4	10	

Shimoga
13th September/93

Abdul Rahman, KB
Dy Commissioner Shimoga Dt

J. 549.
1893-94

~~Encl.~~

5 Sl. 6

From The Deputy Commissioner
Shimoga District

To The Chief Secretary to the
Dewan of Mysore

Dated 13 September 1893

No 266/222 En —

Sir,

In reply to your letter No 2976-83/J 357 of the 1st Ultimo (received on the 16th) I have the honor to invite your attention to my Report No 268/224 of this date, paras 12, 13, 14 & 15

2. The lands granted appear to be inspected by the Village and the Taluk Officials at the Jamabandy when the cases of failures are brought to light —

I have the honor to be
Sir,
Your Most Obedient Servt

Abdul Rahman K.B.
Commissioner

S. no. 30

(General Serial No. 30.)

3689

1893 . 94

g549

From The Deputy Commissioner Shimoga District

To

The Chief Secretary to the Dewan of Mysore.

Dated 13th September 1893.

Despatched

Received

Enclosures No. —

General No. 266 } 1893-94
No. 222 }

With ref: to his letter No 2976-83 of 1st Ultimo, J. 357 invites attention to this Office Report No 266/224 of this date —

× 260/224

Jno^l —
Rev 15/9

M. G. C. P. Bangalore.—27-1-93.—5,000.

4111
P. 198 (8) 8L.

No 293/241 In Retn with 2 enclos:

Shimoga District
Deputy Commissioner's Office
Shimoga 21st September 1893

To

The Chief Secretary to the
Dewan of Mysore

Sir,

In returning the Petition of Gundappa, son of Kalingiah, residing in Chennappiah's Agrahar in the Tirthalli Taluk, with its enclosures, received with your Official Memorandum No Ret/447 dated 12th Instant, I have the honor to state that this is one of the cases given in the Statement submitted with this Office letter No 267/223 of the 13 Instant.

2. My views have been fully expressed in this Office letter No 268/224 of the same date, and if Government are pleased to

modify the rule as proposed in paras 25 to 27 of the report, the cases now before government in appeal and similar cases will be dealt with accordingly —

I have the honor to be
Sir,
Your most obedient servt

Abdul Rahman K.B.E.
Deputy Commissioner

MRL

MYSORE DIVISION
PETITION DEPARTMENT
REG'D. No. 628R
DATE 31-8-93

29-8-93

ಯಾವ ಕೆಲಸ ಮಾಡುವದಿಲ್ಲ ಸುಮ್ಮನೆ ಕುಳಿತಿರುತ್ತಾನೆ ಅದಕ್ಕೆ ನಾನು
ಹೇಳಿದ ಕೆಲಸ ಮಾಡು ಅಂತಾ ಹೇಳಿದೆ ಅದಕ್ಕೆ ನನ್ನ
ಕಾಲಿನ ಬೆಲ್ಟಿನಿಂದ ಹೊಡೆದ ಕೈಯಲ್ಲಿ ಇದ್ದ ಕೆಲಸ ನಾಳೆ
ಹೇಳುವೆ ಮಾಡಿಕೊಳ್ಳಲು ಯಿಲ್ಲಿಂದ ಕಾಲಿನಿಂದ ಒದೆಯಲು
ಬಂದ ಕೈಯಲ್ಲಿ ಅಡ್ಡ ಹಿಡಿದೆ ಅದರಿಂದ ಎಡಗೈ
ಮೊಣಕೈ ಕೆಳಗೆ ಯಿಗೆ ಮೂಗೆಯಾಗಿದೆ ಅದಕ್ಕೆ ಮಾನ್ಯ
ಡಾಕ್ಟರ್ ಹತ್ತಿರ ಹೋಗಿ ಮೂಗೆ ಸರಿ ಮಾಡಿಕೊಂಡೆ
ಅದಕ್ಕೆ ಸುಮಾರು ಖರ್ಚು ಆಯಿತು ಅದಕ್ಕೆ ನಾನು ಕೆಲಸ
ಮಾಡಿದ ಸಂಬಳ ಕೇಳಿದೆ ಅದಕ್ಕೆ ಅವರು ಸಂಬಳ ಕೊಡುವದಿಲ್ಲ
ಅಂತಾ ಹೇಳಿದ್ದು ಅಲ್ಲದೆ ಕೆಲಸ ಮಾಡಿದ ಕೂಲಿ ಕೇಳಿದ್ದಕ್ಕೆ
ಕೊಡುವದಿಲ್ಲ ಅಂತಾ ಹೇಳಿ

ಯುವಕರಿಗೆ ಉದ್ಯೋಗ ಕೊಡಿಸುವುದಾಗಿ ನಂಬಿಸಿ ಹಣ ಪಡೆದು ಮೋಸ ಮಾಡಿದ ಆರೋಪಿತರು

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11-5-89 [illegible]

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1-3-89

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[illegible]

15021

21.3.89

21.3.89

3433

30-1-89

195

31.1.89

No. 335 4027 J. 413.

DEPUTY COMMISSIONER'S OFFICE,
MYSORE DISTRICT,

Dated Mysore September 21st 1893.

From

K. Mahomed Ali Esquire

offg. Deputy Commissioner,
Mysore District.

To

The Chief Secretary to the Dewan of Mysore,
Bangalore

SIR,

With reference to your letter No. 2976-83/357 dated 1st August 1893, requesting to report on the extent to which the Shraya rules have been availed of in this District fn (Dussera Subject No. 306, of 1892), I have the honor to state that there have been as yet only 2 Cases of such grants in this District, as noted in the margin. These are in the Hoonsoor Talook, and the Amildar has been called upon to report on the present state of the gardens and as to whether the terms of the grant have been fulfilled. The Sub Division Officer French Rocks States that the the rules have not been availed of in his Sub Division, he thinks that there is some force in the representation, and that it would be too much if the time is extended to four years

Granted to Venkatramaniah Son of Nuriaah residing at Harave, Chilkunda, Magani Hunsur Talook on 17.4.89

In the Village of Maroor

1. Field No.	Area	Assessment	
60	9.3. Dry 2.	3-8 =	24-0-0
	Garden	6-5 =	
	8.23. Dry -	2-10 =	25-0-0
	Garden	6-19 =	
2.	53. 2.25. Garden -	2.25 =	9-4-0

[illegible]

years.

I have the honor to be,

Sir,

Your Most obedt. Servt.

[illegible]

Offg Deputy Commr.

Mysore District

Compd:

[illegible]

4382 / J. 668

Kolar Deputy Commissioner's Office
Dated 23rd/26 September 1893.

No: 1169/287.

Sl. 9

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

With reference to your letter No. 2976-83/J. 357 dated the 1st Ultimo in regard to subject No. 306 (Period of 2 Years allowed for planting up garden lands insufficient) discussed at the meeting of the Representative assembly held at Mysore in October 1892, I have the honor to state that the Shraya rules have not hitherto been availed of in this District.

2. The period of time may be fixed as shown in the margin; two years being given for the first time to enable the grantee to prepare plants for transplanting.

For 10 Acres	2 years.
" 25 up to 40 acres	3 Years.
40 to 50 acres	4 Years.
For areas exceeding 50 acres	5 Years.

I have the honor to be,

Sir,

Your most obedient Servant,

[illegible]

Deputy Commissioner,

Kolar District.

True

4404 J.669

D. No. 426. Dy Commissioners Office.
Bangalore District.
Encl. 1 Dated 28th September 1893.

To

The Chief Secretary to the Dewan
of Mysore.

Sir,

Adverting to your letter No. 2976-83 J.357 dated 1st Ultimo, inviting attention to subject No. 306 discussed at the meeting of the Representative Assembly held at Mysore in October last, I have the honor to state that since the introduction of the Shraya rules referred to, they have been availe of only in 3 instances, vide the state-ment submitted this day with No. 380 of the 18th Instant and to submit an Extract from my instructions to the Jamabundy Officers, requiring them to see that the terms of the grant are duly fulfilled.

2. As regards the necessity or

otherwise of the proposed amendment, I beg to state that the rule may be modified, so that 10 acres shall be the area required to be planted within one year, whatever the total area may be.

I have the honor to be
Sir,
Your Most Obedient Servant

[illegible]
For Dy Commissioner

[illegible]

End to St. 10

Extract from Jamabundy Circular of 26th January 1893.

GOVERNMENT OF MYSORE

XVI. The attention of the Jamabundy Officer is drawn to para 18 of Revenue Rules XX and Revenue Rules XXVIII. As each village is settled he should ascertain whether any lands have been granted under the above rules and if so, whether the terms of the grant or grants have been or are carried out

x x x x x

(Signed) Mir Shujaet Ali
by Commissioner

Extract

[illegible]
For by Commissioner.

[illegible]

7473 / J. 782. (126) Gl. 11

No. 326/50

Deputy Commissioner's office,
Hassan District.

Dated, Camp Arsikere 21st October/93

From

P. N. Purnaiya Esqre,
Deputy Commissioner,
Hassan District

To

The Chief Secretary to the
Government of Mysore
Bangalore.

Sir,

With reference to your letter No. 2976-83/J 357 Dated 1st August 1893, anent alleged insufficiency of the period of 2 years allowed for the planting up of garden lands granted on Shraya tenure, I have the honor to report that the Shraya Rules have been availed of to a fair extent only in the Arsikere Taluk. No special arrangements have been made

made to see that the terms of the grant in each case are complied with, but they are inspected by the Shanbaques and Shaikdars at the time of Pahani and exa-mined by the Amildars during the Pahani Jamabandy. It is re-presented that the period of two years is insufficient for planting up the land entirely within the prescribed period, on the ground that the raising of fit nursery plants would take up four years before they are fit for transplanting. This refers — chiefly to instances where the system of transplanting is adopt-ed to avoid labor — and cost and devastation of the plants by insects. This representation

is true. The Cocoanut seeds are sown broad cast. When they germinate and throw out two leaves they are replanted in the nursery after one year. Here they are left for three years and are then transplanted. —

2 — In the case of Arecanut gardens where transplanting is the only system, 2 years is not enough. The period may therefore be extended to four years to cover both cases of Cocoanuts and Arecanuts. —

I have the honor to be
Sir,
Your most obedient servant;
[illegible]
for Dy Commissioner
Kaspar Dorset

Jnd
23/10

Disposed of by Ord
No. 10127-34 & 76 [illegible]
[illegible] 182-92
(Serial No. 111 [illegible])

(General Serial No. 30.)

1893. 7406.

From J. 782

The Deputy Commissioner,
Hassan District.

To

The Chief Secretary to the Dewan
of Mysore.

Dated 21st
Despatched } October 1893.
Received

Enclosures No. nil

General No. 326
No. 50

In reply to No: 2976-83 Dated 1st August 1893
J 357

SUBJECT.

Submitting report, called for, anent the insufficiency of the period of 2 years allowed for planting up of garden land granted on Shrayatenure — vide Subject No: 306 —

J. Shankaraiya
[illegible] 24/10

References (to be entered only in the Dewan's Office).

Recd on 30/10/93
[illegible]

(14) 8 C 12

Govt Pro:

Read the following extract from the Pro: of the Dassera Rep: Assembly for 1892 —

(Here copy subject no 306)

Read also the following letters from Deputy Cr of Districts on the same subject: —

District	No	Dated
From Deputy Comr: Tumkur	164	18th August 93
From Deputy Comr: Kadur	126	21st August 93
From Deputy Comr: Chitaldrug	166	30th August 93
From Deputy Comr: Shimoga	141	13th September 93
From Deputy Comr: Mysore	268	21st September 93
	224	
	335	

No 10127-34
Q7 182-92

Order thereon Govt are pleased to direct that Para 2 of the Rules contained in Appendix I to the Rules under the Land Revenue Code shall be

Modified so as to read as follows that
the modified rule shall be notified & made
applicable to grants already
made as well as to grants &
the hereafter made of lands
on Shraya for Garden Cultivation
under the aforesaid rules:—

Conditions for planting up the land taken up. Consequences of failure to comply with them.

2. ~~(a)~~ Within five years of the date of the grant, the land taken up shall be entirely planted up. The grantee shall be bound to plant up not less than one-fifth of the entire area in each year, so as to bring the entire land under garden cultivation by the end of the fifth year. Failure to comply with these conditions as to planting shall render the entire land

land liable to the full garden rate fixed in the manner aforesaid.

The grantee who fails to plant up the entire area of the grant — within the prescribed time will however be allowed to resign any portion of the grant in compact blocks of not less than 10 acres each.

Provided that Should the grantee relinquish the land either in

whole

whole or in part, for
any reason whatso-
-ever, within 5 years
from the date of the
grant he shall be
liable to pay a fine
equal to the Estimated
value of the trees if any
standing on the land
at the time of grant
but removed by the
grantee during his
occupation. Such Esti-
-mated value shall
always be entered
in every Kauli granted
under

under these rules.

Print

Sec'y
26/12

21/12

To The Dy Commissioners of Districts,

Dated 26th Decr/93.

No. 10127-34
R.F. 182-92.

To The Dy Cors of Distts
The Controller Mysore
Gazette with a
notifn for insertion

Offic Draft a notifn also

26/12

Draft notifn subd.
9/1/94.

2 drafts

(14) 8C.12

Proceedings of the Government of His Highness the Maharaja of Mysore, (Revenue),—dated 26th December 1893.

READ :—

The following extract from the Proceedings of the Dasara Representative Assembly for 1892.

Subject No. 306, Summary of discussion :—

Rule 2 of the Rules for the grant of lands for garden cultivation on *shraya* tenure requires that the land taken up shall be entirely planted up within two years of the date of the grant. The period allowed by this rule is very short, as it takes nearly 3 years for cocoanut plants to be ready for transplantation. It is therefore requested that the period may be extended to 5 years.

READ —

Also the following letters from Deputy Commissioners of Districts on the same subject.

District.	No.	Date.
Tumkur	164	18th August 1893.
Kadur	126	21st August 1893.
Chitaldroog	166 / 141	30th August 1893.
Shimoga	268 / 224	13th September 1893.
Mysore	335	21st September 1893.

No. 10127-34—R. F. 182-92, DATED, BANGALORE, 26TH ~~SEPTEMBER~~ December 1893.

ORDER THEREON.—Government are pleased to direct that para 2 of the Rules contained in Appendix I to the Rules under the Land Revenue Code shall be modified so as to read as follows, and that the modified rule shall be notified and made applicable to grants already made as well as to grants to be hereafter made of lands on shraya for garden cultivation under the aforesaid rules

Conditions for planting up the land taken up.

Consequences of failure to comply with them.

"2. Within five years of the date of the grant, the land taken up shall be entirely planted up. The grantee shall be bound to plant up not less than one-fifth of the entire area in each year, so as to bring the entire land under garden cultivation by the end of the fifth year. Failure to comply with these conditions as to planting shall render the entire land liable to the full garden rate fixed in the manner aforesaid.

The grantee who fails to plant up the entire area of the grant within the prescribed time will however be allowed to resign any portion of the grant in compact blocks of not less than 10 acres each.

Provided that should the grantee relinquish the land either in whole or in part, for any reason whatsoever, within 5 years from the date of the grant he shall be liable to pay a fine equal to the estimated value of the trees, if any, standing on the land at the time of grant but removed by the grantee during his occupation. Such estimated value shall always be entered in every kar granted under these rules."

T. ANANDA ROW,
Chief Secretary.

To—The Deputy Commissioners of Districts.

Exd.—M.A.

1893-94.

GOVERNMENT OF MYSORE.

REVENUE.

PROCEEDINGS.

Dated 26th December 1893.

No. 10127-34. / R. F. 182-92.

Modifying Rule 2 of the Rules contained in Appendix I to the Rules under the Land Revenue Code for the grant of lands on shraya tenure for garden cultivation.

Mysore Govt. C. Press, Bangalore.—11-1-94.—120.

Sl 14 (15) Sl. 13

No 10778 D 19-1-94
R.7182-92 12

Notification

The Government of His Highness the Maha Raja of Mysore are pleased to direct that para 2 of the Rules contained in Appendix I to the Rules under the Land Revenue Code be modified so as to read as follows, and the modified rule be made applicable to grants already made as well as to grants to be hereafter made of lands on Shraya for garden cultivation under the aforesaid rules:=

"2. Within five years of the date of the grant, the

"Conditions for planting up the lands taken up. Conse- [illegible] with them.

and taken up shall be entirely planted up. The grantee shall be bound to plant up not less than one-fifth of the entire area in each year, so as to bring the entire land under garden cultivation by the end of the fifth year. Failure to comply with these conditions as to planting shall render the entire land liable to the full garden rate fixed in the manner aforesaid. The grantee who fails to plant up the entire area of the grant within the prescribed time will however be allowed to resign any portion of the

grant in compact blocks of not less than 10 acres each. Provided that should the grantee relinquish the land either in whole or in part, for any reason whatsoever, within 5 years from the date of the grant, he shall be liable to pay a fine equal to the estimated value of the trees, if any, standing on the land at the time of grant, but removed by the grantee during his occupation. Such estimated value shall always be entered in every 'Kowl' granted under these rules."

By Order

To The Compiler, Mysore Gazette

Draft 27/12/93 Chief Secy

Draft for appr

2 drafts

(General Serial No. 30.)

1894. 11211

R 2.120

From

The Deputy Commissioner
Kadur District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 19th

Despatched 19th January 1894

Received

Enclosures No.

General No. 386 / No. 1893-94

Suggesting, that for reasons given the middle clause of para 2 in Government Proceedings 10127-34 / R.F. 182-92 dated 26th September 1893, regarding the grant of garden lands for cultivation on shraya ten be omitted.

Rec 20/1/94

Recorded with the remark that it seldom happens that the Kowle holder grows his own seedlings after receipt of Kowle but that in the vast majority of cases he purchases his plants - However that may be, Govt will be prepared to accord liberal heads in any indi- vidual case of hardship which the Dy Cr may bring to notice

[signature]
29/5

Dfd [illegible] 30/5

To The same No 20768 / R.F. 158-93 dt 30/5/94

[illegible] 30/1

Entered with note in contr
[signature]
14/2/94.

R
22/1

Deputy Commissioners Office
Kadur District
Chikmagalur 19th January 1894

No 386

From

The Deputy Commissioner
Kadur District

To

The Chief Secretary to the
Government of Mysore
Bangalore

Sir

With reference to Govt. Proceedings No $\frac{10127-34}{R.\ 182-92}$ dated 26th September 1893 (received in this office on 18th January 1894) modifying the rules about the grant of garden lands on shraya tenure, I have the honour to invite your attention to para 2 of the said Proceedings which lays down that "the grantee should be bound to plant up not less than one-fifth of the entire area in each year, so as to bring the entire land under garden cultivation by the end of the fifth year"; whereas the

representation is that the land cannot be planted up ——— before three years owing to the length of time the cocoanut plants take to germinate and be fit for transplantation. If then, it takes three years to get the plants fit, the ryots cannot be expected to plant up one-fifth of the land in the first year of its being granted.

I would therefore beg to propose that the middle clause of para 2 be omitted.

I have the honor to be
Sir
your most obedt Servant

H H Sparkes
Asst. Deputy Commissioner
Madura District

Sl. 10
13414
R2597

(General Serial No. 30.)

1894.

From The Dy Commissioner
Shimoga District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 1st March 1894.

Despatched

Received

Enclosures No. 1 (in B file)

General No. 821
No. 669

Forwards a Statement shewing the lands granted on Kowl for garden cultivation in the Tirthahalli Taluk.

Mr Grant

The manner in wh the Dy Cr has disposed of these four cases is generally approved. Govt will be glad to know that in each of these cases the land is fully planted up within 5 years of grant or the ~~[illegible]~~ period of grace wh the Dy Cr may have given —

[illegible]
29/5

Ofd. [illegible] 30/5

To
The same no 20769 dt 30/5/94
RA 158-93

Rev 3/3/94

R 6/3

No 421 en 1
669

Shimoga District
Deputy Commr's Office
Shimoga 1st March 1894.

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

I have the honor to forward herewith a Statement showing the lands granted on Kowl for garden cultivation and the orders passed thereon by me, and to state that, putting the most liberal construction on the revised Rules, the four cases shown in the statement have been disposed of, as per particular given in the statement.

2. Many more cases have yet to be disposed of in Severa Taluks and before disposing of them, I wish to know whether

Government approve of what I have done. If the Revised rules are to be strictly carried out and the full assessment be levied for every year of default of planting, the grantees will most probably give up their lands in the majority of cases, if not in every case, and the object of the Kowl will be defeated altogether.

I have the honor to be

Sir,

Your most obedient servant

[signature]

For Offg Dy Commissioner

Shimoga Distt

[illegible]

Sinclair Shop 15

Revised list of Kowl garden [illegible] 1893-94.

No.	Name of Taluk.	Name of village.	Name of Kowldar.	Kowl.		Particulars of land.				On what terms granted.	Planted w.e.f. date		Penalty or Kandan payable as per new rules.		Order.
				Date	Number	Survey No.	Acres.	Guntas.	Assessment		Acres	Guntas	Particulars	Amount.		

Tirthalli	Kasagar	Agasana Thimma.	23.9.90	10	73	1	27	20							

assessment (Rs 12/) — 2-6-5
Do - 3d — 1892-93. 2/5 — 4-12-10
Total - 7-3-3

The above amount shall be recovered from the grantee and he shall also be bound to cultivate and plant up the remaining waste land within the prescribed time, in default he shall be liable to pay the full assessment as laid down in the Rules.

4 as per acre for the 1st 12 years and then Ulvi for 4 years.	1890-91 Vikruti	10	12	-
	1891-92 Khara	10	12	-
	1892-93 Vandana	10	12	-
	1893-94 Vijaya	10	12	-
		43	-	-

The grantee has become insane. His brother Seenappa says that the land may be resumed to Government. Under the recent rules full assessment ought to be recovered from the date of grant. However as a matter of concession, the amount shall be recovered from him as follows: as a fine.

For the 1st year (1890-91) 1/5 of full assessment (Rs 12-12-.) 2-2-5
2d — 2/5 — 4-4-10
3d — 3/5 — 6-7-3
Total 12-14-6

As Seenappa brother of the grantee (who is insane) having requested to resume the land to Government, it should be resumed to Government. The Amildar has been directed to report as to why the fine of Rs 12-14-6 should not be recovered from the heirs of the grantee.

For Chief Commissioner

											Kannas per acre for the 1st 12 years. Afterwards as follows 1902-1903. Rs 5 1903-1904. Rs 10 1904-1905. Rs 15 1905-1906. Rs 20.	"	"	Vikruti 1890-91 Khara 1891-92 Nandana 1892-93 Vijaya 1893-94	20 20 20 20 80		As per Revised Rules (Notification No 10778 R.F 282-92 January 1894) though the full assessment should be recovered from the grantee for default of planting as a matter of concession, the assessment shall be levied at the following rates:-
4	Tirthalli	Mandagadde Seshabhatta bin Subbaraya Bhatta.	8/6/90	"	28	1	3	10	12							For the 1st year i.e. 190-91, 1/5 of full assessment (20) Rs 4-0-0 2d year Do 1891-92 2/5 of full assessment 8-0-0 3d year 1892-93 3/5 of full assessment 12-0-0 4th year 1893-94 4/5 of full assessment 16-0-0 And by the end of the 5th year, he shall be bound to plant up and bring the entire land under cultivation, in default he has been strictly warned, that he shall be liable to pay the full assessment.

Shimoga
1st March 1894

	Terthalli	Kudumallye	Sanna bin Annaiya	27-11-88	17	114	1	-	10	-	4 annas per acre for the 1st 12 years and thence as follows:- 1900-1901 Rs 2-8- 1901-1902 " 5-0- 1902-1903 - 7-8- 1903-1904 - 10-0-	32	1888-89 Sarvadhari 1889-90 Virodhi 1890-91 Vikruti 1891-92 Khara 1892-93 Nandana 1893-94 Vijaya	10 10 10 10 10 10 60		In this case 3 years have been completed. The grantee has not brought up the entire area under cultivation in accordance with the terms of the Kowl. But however he planted in 32 guntas and allowed the rest 8 guntas to lie in waste. Therefore he shall have to pay 1/5 of the full assessment of the land as fine for this year and by the next year he should bring the remaining waste land under cultivation for Dhruva pairu as ordered, in default he shall be liable to pay full assessment year by year.
3	Do -	Dabbana-gadde	Anandagiri Manjanna	18/8/90	7	2 3/2	1	.	12	.	4 as per acre for the 1st 12 years and thence as follows: 1902-1903 Rs 3 1903-1904 Rs 6 1904-1905 Rs 9 1905-1906 Rs 12.	8	1890-91 Vikrati 1891-92 Khara 1892-93 Nandana 1893-94 Vijaya	12 12 12 12 48		In this case although 3 years have elapsed from the date of the grant, still he has cultivated and planted only 1/5 of the entire area. But under the recent rules he ought to have cultivated and planted 3/5 of the entire area. He has not done so, and he is therefore liable to pay the full assessment from the 2d year but as a matter of concession, he is ordered to pay as follows as a penalty. For the 2d year from the Da

Proceedings of the Govt of Mysore

GOVERNMENT OF MYSORE

(17) Sl 16

Read :-

Kadur Dy Commissioner's Letter No 386 of 19-1-94 suggesting the omission of the condition that "the grantee should be bound to plant up not less than 1/5" of the entire area in each year, so as to bring the entire land under garden cultivation by the end of the 5" year," in para 2 of Govt Pro: No 10127-34. / R.F. 182-92 of 26"/sept/93 modifying ~~the~~ Rule 2 of the rules for the grant of lands on shraya tenu for garden cultivation, on the ground that it takes, for the grantee, three years before his cocoanut plants germinate and are ~~ready~~ fit to be transplanted

No 20768 / R.F. 158-93 to / 1-6 "

Order - No

Recorded with the remark that it seldom happens that the Rowle holder grows his own

seedlings after receipt of Kowle; but that in the vast majority of cases he purchases his plants. However that may be, Govt will be prepared to accord liberal treatment in any individual case of hardship which the Deputy Commissioner may bring to notice.

Chief Secy

CMK

To The Dy. Commr Kadner

Proceedings of the Govt of Myso

Read:- ~~4.10~~ (19)

~~Shimoga D.Y. Comr's~~

Letter No. $\frac{821}{669}$ of 1st/march/94.

from the Dy Cr Shimoga Distt

forwarding a statement of four cases wherein lands had been granted for garden cultivation on shraya tenure and also showing the orders he had passed thereon, under Govt. Pro. No. $\frac{10127-34}{RF.182-92}$ of 26th/sept/93, for noncompliance of the terms of the grant.

Order — No. $\frac{20769}{RF.158-93}$

W/ $\frac{30.5.94}{1-6}$

The manner in which the Deputy Commissioner has disposed of these four cases is generally approved. ~~by~~ Govt. will be glad to know that in each of these cases the land is fully planted up within 5 years of grant or the period of grace which the

Deputy Commissioner may have given.

30 May

Chief Secy.

CCK

To
The Dy. Commr.
Shemoga.

2 Maps

[illegible]